

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re: Lunak, et al. Confirmation No.: 7439  
Appl. No.: 10/820,209 Art Unit: 2876  
Filed: 04/07/2004 Examiner: St. Cyr, Daniel  
For: METHOD OF MONITORING INVENTORY OF AN OPEN  
SHELVING SYSTEM

Docket No.: 050704/306103  
Customer No.: 00826

Mail Stop AF  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

NOTICE OF APPEAL FROM THE EXAMINER TO THE BOARD OF PATENT  
APPEALS AND INTERFERENCES (37 C.F.R. § 41.31)

Applicant hereby **appeals** to the Board of Appeals and Interferences from the last decision of the Examiner.

The fee for this Notice of Appeal is under 37 CFR § 41.20(b)(1)).

- ☐ Applicant claims small entity Status.
- ☐ A check is enclosed.  
(\$540.00 for large entity fee or \$270.00 if small entity status)
- ☒ The fee was paid during e-filing.
- ☒ Please charge Deposit Account No. 16-0605 for the Notice of Appeal Filing Fee.
- ☒ Any additional fee or refund may be charged to our  
Deposit Account No. 16-0605.
- ☐ A petition for an extension of time under 37 CFR § 1.136(a) is enclosed.

Respectfully submitted,



R. Flynt Stream  
Registration No. 56,450

**Customer No. 00826**  
**ALSTON & BIRD LLP**  
Bank of America Plaza  
101 South Tryon Street, Suite 4000  
Charlotte, NC 28280-4000  
Tel Charlotte Office (704) 444-1000  
Fax Charlotte Office (704) 444-1111